EXHIBIT 1

From:

"Stan Allen" <stanallen@optushome.com.au>

Date: To: Friday, September 12, 2003 6:46 PM "Jan Kohl" <jkohl@nc.rr.com>

Subject:

[Fwd: [OfficialPits] *** CLASSIFIED *** NEWS *** CLASSIFIED *** NEWS *** CLASSIFIED ***

NEWS ***]

------ Original Message ------

Subject: [OfficialPits] *** CLASSIFIED *** NEWS *** CLASSIFIED *** NEWS *** CLASSIFIED

*** NEWS ***

Date:Thu, 5 Jun 2003 20:02:43 -0400 **From:**"Jan Kohl" <jkohl@nc.rr.com> **To:**<OfficialPits@thenorwaypits.com>

OK, guys, this is PITS INFO ONLY!

Well, on the tail of talking to Papyrus about the tracks, guess who called me? Jay Taylor called work to tell me about the Papy patch and some other items, including why he's working on Papy tracks as well...

First off, the patch is a few weeks away for N2003. It will incorperate substancial changes, to include more qual time, different physics (more on that in a min), bug fixes, the ***ABILITY TO ADD DIFFERENT SERIES TO N2003 WITH NEW PHYSICS***, cheat protection for each added series...and so on.

Jay and friends have been working on this: http://www.projectwildfire.com/pr/ It will be released on the tail of the patch, and it will be both the BGN and CTS series.

Tools will be distributed from Papyrus, including the "Sandbox" tool. We will get a copy of the new tools PRIOR to general release to the public. This is not 100% sure yet, but it's pretty certain.

Sooooo...on the tail of this, go ahead, Scott and Gilles, with the 3do shapes! :) The new patch will allow us to modify physics for our new patches, and they will be allows to run online!!!!! Jay said nobody is doing a vintage NASCAR patch yet, so we're first out the door, but apparently they may be working on some sort of full-bodied road-racing series, so I'd like to be first on that one.

Anyhow, any further questions, post to the list and I'll try to answer. Don't release any of this info outside of The Pits!

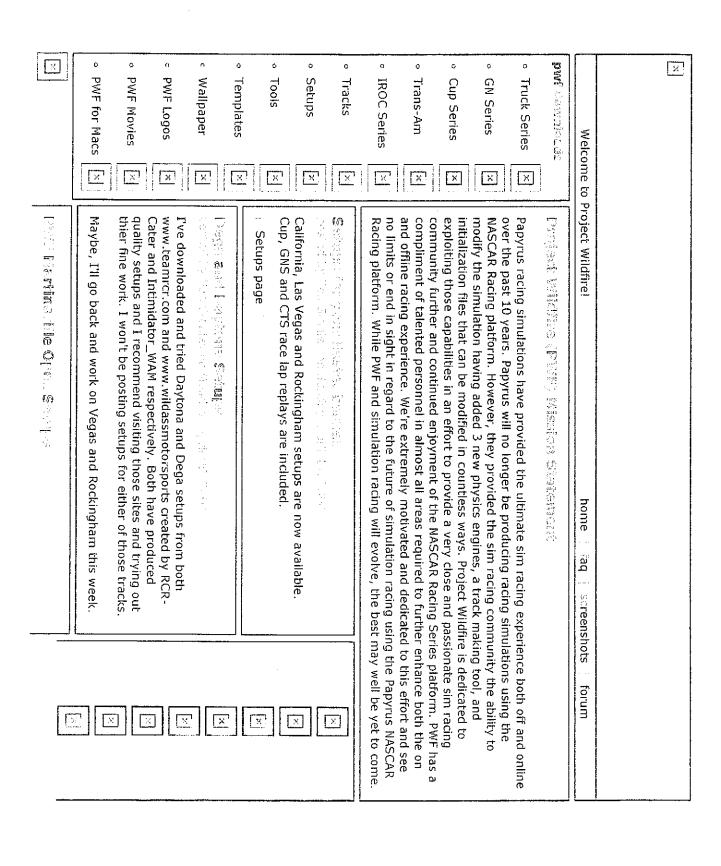
Cheers!

Jan

Stan Allen.

Member of ThePits Team.
ThePits >http://www.theuspits.com<
StanAllen<stanallen@optushome.com.au>
ICQ 68372701

EXHIBIT 2



Martinsville setups are up and I've included replays this time as well as possible tweaks for tuning the setup.

Project Wildfire: The Tradition Continues

Mardinsville Setups

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Mansfield Super and Jean Sampe point by the Transpen Samuer will 65 1888

These setups are designed for very experienced drivers and can be found under the setups link to the left or below.

Please post any questions to the setups forum (link at top)

Mansfield Setups

Nascar Racing 2003 Season. Official patch from Papyrus required

 $\ensuremath{\mathsf{PWF}}$ Open CTS, GNS, and Cup setups can be found under the setups link to the left.

Hope they help...

PWF Texas Open Setups

This week we've included 2 versions of race and qualifying setups for the CTS, GNS, and Cup series. This is a good example of how you can use fairly different methods of tuning the chassis to achieve the same results. Both versions are loose the first few laps so be

PWF Bristol Open Setups

prepared to use the throttle judicioulsy on exit.

TIME TIP Mod Utility Version 1.2 Delcased

Project Wildfire: The Tradition Continues

Danny Willis has added a lit of new features including allowing multiple sound packs, carsets, dashboards, etc..c as well as beefing up the backup and restore functions. Please check the readme.txt file for instructions on how to modify the utility to your personal preference...

The utility is located under the "Tools" link on the left...

PWF PTA Mod Utility 1.2

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Riverside Beta is now available on our tracks page. As always this track requires the official patch from papyrus for Nascar Racing 2003 Season.

The William Control of the Control o

Due to public demand, we've now posted new models with higher cockpits and views, you can snag them in the Trans-Am section of the site - & previous impacts of the Trans-Aug Phalac mod is

TOTAL DE Delessed 128

Project Wildfire is pleased to announce the release of the Papyrus Trans Am mod.

Please read all the way through the readme file as there is important information pertaining to the installation of the mod and the operation of the PTA Mod Utility.

You can download the mod by using the Trans Am link on the left side of the page.

We've also released Trois Rivieres and it will be available to the public tonight on two servers; PWF and VRW-3

Sports and Hobbies - Project Wildfire Hangout Also look for the Project Wildfire Team on Paltalk tonight under

WARRANTAN A. 2. 7 petall and From mods for the New · 明等 (名) 持方方 門 明 / 多

the PWF CTS, GNS, & IROC mod's for the Macintosh. They're located in PWF for Macs on the left. Aspyr Media has converted the last patch from Papyrus as well as

Aspyr Me**dia**

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- Jaguar XKR - Models: Chevrolet Corvette, Dodge Viper, Ford Cobra Mustang,
- Vertex Damage and 10 Levels of Detail (LOD) providing excellent collision representation and graphical detail while maximizing frame
- Models are scaled so that collision detection is as accurately before physical contact is made. latency, there may be slight morphing of one car into another portrayed as possible for online multiplayer games. Depending on
- geometry, and 6 speed gearbox. weight, horsepower, torque, RPM's, suspension & steering - Trans Am type physics including different tire & aero models,
- cage, shifter knob, ventilation hoses, and other cockpit items. - Enhanced windshield reflections of objects in the cockpit

steering wheel, driver orientation, mirror perspective, chassis/roll

- Trans Am cockpits including custom dashboard, gauges, switches,

- Two Selectable cockpits
- model's template.) - Ability to have separate wheel colors per model (Built into each
- Rollbar color is derived from the base template color

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- Wheels and BF Goodrich tires have multiple LOD's to increase framerates and are textured for low, medium, and high speeds.
- Wheels and tires also have enhanced damage, white lettering can be rubbed off and tires look marred.
- Each model now has it's own shiny map (Allows external light sources to display correctly on each model.)
- Over 20 Trans Am series drivers and teams are represented.
 Additionally, Project Wildfire fictional and default multiplayer cars are provided.
- External Sound Swapper tool (Allows you to pick Trans Am engine and transmission sounds and starts the sim. Starting the sim without using the Sound Swapper tool will retain the original NASCAR Cup sounds)
- Pace Car: Convertible Camaro

Known Issue: While driving, all cars will appear to be at the correct ride height. However, when viewing the player car from a replay or out of cockpit view, the player car may appear to sit too low.

You can see some of these features in the new PTA movie. See the PWF Movies link on the left.

Nonestadd 2000 Nosed Wiles in brond Larry on the print in

The 2003 high banked version of Homestead is now available on our tracks page. Enjoy.

ISO'C Rock I you pusted to the site.

You can find the IROC model in the IROC Series section to the left.

http://web.archive.org/web/20040608214512/www.onlineracin.com/pwf/

http://www.fontesgratis.com.br/f_6.htm

Sorry for the confusion.

PER RECO Template new position

We have posted a PSP compatible template on the site in both the IROC section and the templates section. If you are having trouble reading the temp in the export folder please use this one. Alot of features were left out do to PSP's way of reading photoshop files but as none of us use PSP its the best we can do. Sorry.

We are happy to release Mosport International Raceway for Nascar Racing 2003 Season. Head over to our tracks page to grab it.

TOTAL PROPERTY OF THE PROPERTY

Bowman Gray now available on our tracks page. There are AI issues so please check out the readme for details.

We are now releasing our newest track, the Milwaukee Mile. Like the rest of our tracks, it requires the official patch from Papyrus to

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Page 6 of 10

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work. Head over to our tracks page to download it. Enjoy.

We have just posted our 3rd BETA roadcourse for the TA series. Head over to our tracks page to grab it. As will all our tracks it requires the official patch from papyrus.

Portler view the track available

Here is our second beta road course for the Trans Am series. This track is a beta and many features, and graphics are not final. The official patch from papyrus for Nascar Racing 2003 Season is required for this track to work correctly.

We are happy to bring you I 70 Speedway for Nascar Racing 2003 Season. This track requires the official patch from Papyrus. Head over to our tracks page to grab this one.

Eyphend (*essa kelebad) pushel by by Talbaran Tunbiay around at an another

We are releasing Kyalami as an unsupported beta for people who want to try the TA mod at some roadcourses. We will have a final finished version done around the time of the TA mods release. This track requires the 1.2.0.1 patch for Nascar Racing 2003 season. Its available on our tracks page.

Craffgann Issan Nodals nakasat

PWF's Craftsman Truck models for 3DSmax 4 and up are now available in the Templates section.

CONTROL NOT LESSED

http://web.archive.org/web/20040608214512/www.onlineracin.com/pwf/

make sure that you install the CTS mod AFTER the GNS mod. Head Project Wildfire is happy to bring you the long awaited Craftsman Truck mod for Nascar Racing 2003 Season. In order for this mod to over to our CTS page to grab the mod in a choice of 512 (normal installed. Also if you are installing both the GNS and CTS mods, work you need to already have the 1.2.0.1 patch from papyrus res) or the Hi Res 1024 version.

the property of the set of a first of outside Kesa Kerin Kecovey Inleases

We have just posted Mesa Marin Raceway for Nascar 2003 season. Head over to our tracks page to download it, and all of our other tracks.

Salvidor updated

Sandbox has been updated. Grab it now in the Tools section gender by 18-4a Cambrico 181av i 1925 anhai 1921 (1988)

registry keys required to edit. OpenGL renderer to fix a crashing bug at some tracks, removed

TOWN TANK PARKS PARKS BOARD OF SEA SEA

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originals posted and should be the final versions. Grab them in the pre-release templates. These have various updates from the For all you painters out there, you can now get back to work on templates section of the site. Enjoy.

Resident Controls Space of the transfer

N2k3. Head on over to our tracks page to grab the track We are happy to be releasing the Nashville Fairgrounds tracks for

SECULIAR PROPERTY OF SECULIAR SECULIAR

Sandbox, the Track Editor for Nascar Racing 2003, can now be downloaded in the Tools section. Enjoy!

Jan Jania

SAREBOX IS UNSUPPORTER BY PAPYDUS RACING GAMES, VIVENDE GAMESAL GAMES, ON SERVIC CANTRE, DO NOT CONTROL FOR THE CONTROL THE CANTRE OF CANTRE ON THE CANTRE OF CANTRE ON THE CANTRE OF CANTRE ON THE CANTRE OF CANTRE OF

Project Wildfire: The Tradition Continues

Pasta ty in Toylor at thirty (again 1), last

Thompson Speedway is now available. Check it and our other tracks out on the Tracks page.

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The Expert setups are designed for the experienced racer and should be a good baseline for open setups but stable enough for more advanced leagues to use.

All of the setups were created when it was 70 degrees, clear and no wind.

For any issues or comments please use the setup forum (forum link above)

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प्रकारको ऐस् उद्देश विष्कृतक रहा । जोते १, जन्मको ने पर प्रकारी

We are pleased to be releasing IRP to the public. Please check our track section for it. Visit our forums for help or to discuss this and any of our mods.

The beta installer of our TA mod is now available on the Trans-Am page. This will only unlock the physics for the Trans-Am series. There are no new car models or tracks included with this beta. Please visit our forums if you have problems or questions regarding the beta TA installer.

Page 10 of 10

patch for those users who are having problems with the GNS mod important stuff is available, the latest downloads. This includes a together fairly quickly so it's not completely functional but the Welcome to the new home of Project Wildlfire. We've put this site crashing due to an issue with volumetric shadows and the pace car.

Evergreen Speedway. You'll now start to see tracks released on a physics but we're still going to release an installer that unlocks the more consistant basis. More exciting news: We've released the first of many tracks, physics so you can start playing with them. This is basically a no We know that some of you have figured out how to unleash the PTA

The engines are revving and the trucks are almost upon us

frills install but we're working hard to bring you a full blown mod in

the near future.

things ready in such a short amount of time. for hosting us and the tremendous support we've recieved getting Last but certainly not least, a hardy Thankyou to OnlineRacin.com

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• Trans-Am	Onlineracin.com - Raleigh, NC (USA)	download from this location
• IROC Series		2003
• Tracks		
• Setups	Inviated 9/5/65. Updated SpenGL renderer removed registry have required to edit.	erer to fix a crashing (ug at some tracts,
• Tools	Now you get to play in the sandbox :)	
• Templates	Also included in the Sandbox package is make3do.exe for creating t 3dsmax2.5 plugin), makemip, makestp, mklib, mkstalls and view3d	Sandbox package is make3do.exe for creating track side objects (with it's makemip, makestp, mklib, mkstalls and view3d
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A Few of the Features: - Realistic Paint Schemes for 12 drivers and teams for the IROC 2003 season have been included.	1024x1024 Textures - Recommended for users with 64meg or greater video cards. This version will not cause loss of FPS but may drop MIPS causing things to look fuzzy when using less than a 64meg video card.	Online The San - Rateigh, RC (USA)	IROC BODE IO: Annute bugs that crept into the IROC mod - The undamaged model's nose very weird warpage. =(Sorry about that! [Sign Signs 0.87 mb] [Proceedings 10784]	Download Sites Onlineracio.com - Kaleigh, NC (USA) x download from this location	IROC Modes pasked on Execution 20, 2000 at 2007 20 20 20 20 20 20 20 20 20 20 20 20 20	to Project Wildfire! home faq screenshots forum

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IF 例 F 公司 compatible Transacts and up. Some features were disabled due to the	ি সাoad Sites © ীলeracin.com - Raleigh, NC (USA)	All the features of the 1024x1024 IROC series mod, but with lower resolution textures for users with 32meg or less video cards. The 1.1.0.2 Patch from Papyrus is required before installing this Mod. [Size: 21.99 mb	Download Sites Onlineracin.com - Raleigh, NC (USA) [x] download from this location	File Size: 26.76 mb	- The track ini files include the appropriate information needed to run the PTA physics and have play balanced AI.	 Papyrus Trans Am fast setups have been included for both simulation and arcade mode. 	- The IROC setups are based on the GNS Physics. The IROC setups included have been designed to provide a unique 'softer' and less powerful feel. The setups are also balanced in accordance with the AI.	- IROC setups have been included for both simulation as well as arcade mode.	- The Dashboard has been modified and has a similar layout to those found in the IROC Series using 3d guages.	- 3D crowds have been added to the 4 tracks of the 2003 IROC season along with numerous texture enhancements.

Page 3 of 3

way it reads Photoshop files. Since none of us use PaintShop Pro, this is all we will be doing.

Project Wildfire: The Tradition Continues

For those of you using Photoshop, please use the template that was placed in your export folder as it has features not present in this template.

The font used for the text is Arial Black. Should be a standard font on most PC's.

ে Size: 1.30 mb [⊱ess]⊱acis: 3607

Download Sites

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IROC Series

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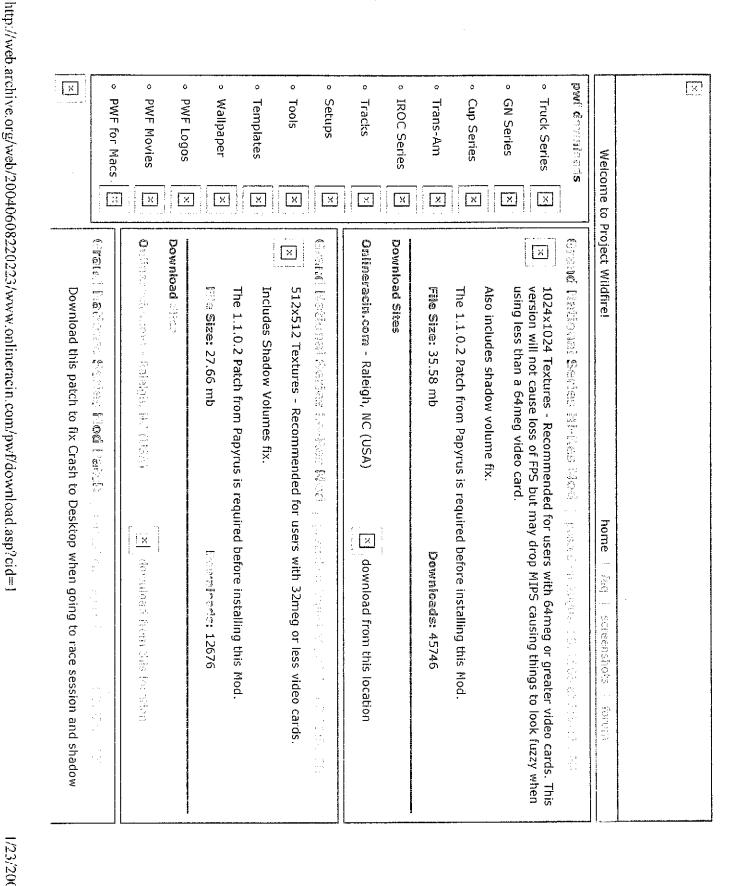
Templates

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PWF for Macs

Page 2 of 1

Project Wildfire:: The Tradition Continues



Project Wildfire :: The Tradition Continues

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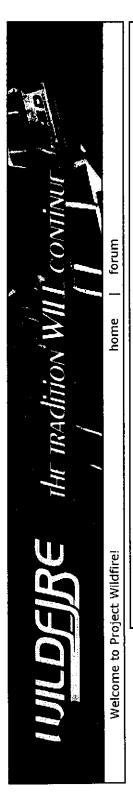
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Thompson Speedway for Nascar Racing 2003. To install/run this track, you must first install the Papyrus 1.1.0.2(or newer) patch.	Download Sites Onlineracin.com - Raleigh, NC (USA) [x] download from this location	Isasebvilles Fase crownds	Download Sites Onlineracin.com - Raleigh, NC (USA)	Mesa Marin Raceway for Nascar Racing 2003 season. This track requires the patch for NR2003 be installed first in order for it to work. File Size: 9.31 mb	Download Sites Onlineracin.com - Raleigh, NC (USA) X download from this location	This track is a beta release, and requires the official patch for Nascar Racing 2003 Season from papyrus to work correctly. File Size: 5.86 mb Developed 14991	download from this location
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Our first track release. We hope you enjoy it. There are many more to come.	njoy it. There are many more to come.
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EXHIBIT 3

Project Wildfire :: The Tradition Continues



Project Wildfire (PWF) Press Release

talents. We look forward to discussing our future plans with you, and when the time is right we Project Wildfire, the internet based creator of many popular NR2003 modifications, is pleased to will begin work on an exciting new racing experience immediately. We are very proud of what announce that we have been signed on to help in the creation of a retail racing product. we have achieved and are equally thrilled that a development studio has recognized our will provide you with additional details.

Our site will remain active and our forums will remain up. However, we will be removing all downloadable content from our site.

Thanks for making this a very enjoyable experience for us all. The tradition will continue...

-The Project Wildfire Staff

EXHIBIT 4

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The Service Technology Cars & Tracks Latest News Testimonials Partners Contact Membership

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Company Overview

Contact

Register for Updates

FAQ



Select a Question

I am Interested. How do I do get involved?

Register for updates on the iRacing.com Web site. We will invite you to subscribe and participate as we expand the service. Shortly the service will be available to everyone and at that point you can click on the "Subscribe" button and follow the directions to join.

is this a game?

No, iRacing.com is not a video game. It is a subscription-based simulation service for real-world racers and racing enthusiasts, as well as a platform for a new branch of global motorsport - known as internet racing - which is the sport of real-time, online racing.

Where do I buy it?

iRacing.com Motorsport Simulations is only available at www.iracing.com.

What do I need to get started?

A relatively current home PC, broadband Internet connection, and basic steering wheel and pedals (computer version, not out of a friend's car), which can be purchased from any major electronics retailer, is all you need. iRacing.com provides information for recommended computer setups as well as links to purchase wheels and pedals. Full instructions are provided on the iRacing.com member site to help you configure your computer and controls and get started driving.

How expensive will this be?

A basic subscription for one year is \$13/mo. (\$156), which comes with a variety of content -two cars with two specifications each and seven tracks with 15 different configurations -- to
get you started. It also includes \$60 of iRacing Credit that can be used for additional cars and
tracks, which are between \$15 and \$25 each. Volume discounts are also available: 10% for
any three pieces of content purchased at the same time and 20% for any six pieces of content
purchased at the same time.

What forms of payments does iRacing accept?

Payment options include Mastercard, Visa, Discover and American Express debit or credit cards. Other alternatives are prepaid bank debit/credit cards. Paypal will be accepted in the near future.

What kind of computer will I need?

In general, the simulation is designed to work on most home PCs currently available in stores. You may also choose to upgrade to a mid-range, dedicated 3D video card. The minimum specs for a PC are:

System Requirements

- Windows XP or Windows Vista
- Hyperthreaded intel CPU, AMD Athlon 64 CPU, or any dual-core CPU
- 128MB Ptxel Shader 2.0 (ATI 9700Pro or nVidia 6600 or better); 256 MB Ptxel Shader 3.0 (ATI X1600 or nVidia 6600 GT/GS or better recommended) graphics adapter
- 1 GB system RAM
- 3Gb free hard disk space
- Steering wheel and pedals required
- Microphone optional, required for voice chat

Internet Browser Requirements

- Firefox 1.5, Internet Explorer 6, or newer
- Javascript enabled
- Cookies enabled
- Flash Player

Case 1:05-cv-11639-NG Document 94-2 Filed 02/02/09 Page 33 of 52

Internet Connection Speed

- 56K dial-up at a minimum, Broadband (DSL or Cable) highly recommended. Satellite broadband excluded.

Will the IRacing.com simulation work on an Apple Mac?

The simulation will not work on the Mac Operating system, but it will run on a Mac that has Windows XP or Vista natively installed, provided the Mac hardware meets the simulation's minimum requirements.

Will the iRacing.com simulation work with Linux? Not at this time.

When/how often will you provide updates?

New partner announcements, feature updates, updates on track and car development, as well as other news will be posted frequently on both the public site and member site. Although frequency will vary, we expect to have updates at least twice each month.

How do cars/tracks get chosen?

Cars and tracks are added through partnerships between iRacing.com and other entities within the motorsport industry. They are selected to enhance the breadth and depth of our offering, covering multiple ladders of advancement based on the various disciplines within the sport (e.g., road racing, oval-track racing, stockcars, formula cars, sports cars and sedans). For more information about partnerships with iRacing.com, please contact Steve Myers.

Will you sponsor my racing/driving efforts?

While we encourage everyone in their on-track endeavors, we are not offering any sponsorship at this time.

Will I be able to drive all of the cars and tracks offered by iRacing.com?

Yes. Just as in real-world racing, iRacing.com features talent ladders that drivers can climb, based on their experience, the skills they have acquired and their record of on-track safety. iRacing.com also offers you the opportunity to drive cars and tracks you would never have access to in the real world. And while for organized competition drivers need to progress through increasingly demanding license levels, all members have access to unlimited test sessions with any content, cars or tracks, that they've purchased.

Will iRacing.com support private leagues, allowing groups of friends to run invitation-only

One of our highest priorities is to develop ways to fulfill requests for individual races and leagues.

Will iRacing.com have racing clubs and competition among clubs?

Yes, iRacing.com will be starting out with 10 different geographically based clubs, which will add a team element to competition. With many different ways for members to contribute to their club's success, the clubs will provide everyone an opportunity to get involved in the community, regardless of their skill level or particular area of interest.

How did the relationship between John Henry and Dave Kaemmer come about? John got into simracing back in 1990, when he bought Dave's first title, "Indianapolis 500, The Simulation," and a set of controls for his PC. He loved road racing and spent a lot of time with Geoff Crammond's "Grand Prix," getting progressively more involved with the sport over the years. After he bought the Red Sox in 2002, John remembered hearing that Papyrus was located in the Boston area, so he stopped in to introduce himself to Dave, and while he was there the team showed him an early version of NASCAR Racing: 2003 Season. John had so much fun driving it that he decided to form a league and eventually 50 or 60 of his friends were racing in it. That was the genesis of iRacing. Dave and John both shared a passion for simracing - what it was and what they both thought it could be.

Will development of iRacing continue beyond your public launch?

Yes, as a subscription-based service with digital distribution, iRacing - including the simulation software and the member website - will be continually expanded and enhanced. We'll add content, features and functionality regularly, and, of course, the community will grow and evolve.

Will iRacing feature only licensed products?

Yes, all of our cars and tracks are officially licensed. Authenticity and realism are our touchstones, so fantasy properties wouldn't really fit. And we respect the right of manufacturers, constructors and track owners to control what's theirs: their names, logos, likenesses and reputations. We will never model anything without the owner's permission to do iso. That said, all of our licenses are non-exclusive, leaving our partners free to do business with anyone they choose. Locking up properties doesn't serve our interest, that of our partners or internet racing in general.

Will there be any place for modders, league admins, etc. In the future of iRacing? Our service is highly integrated; it's the only way we know that we can ensure the kind of seamless, user-friendly, high-quality experience that we believe is necessary to expand the simracing community beyond its current boundaries. But we will address our customers' desires for individualization. From the start, they'il be able to paint their cars and customize their driving suits and helmets, and we're looking into ways to support leagues and pick-up races within the iRacing structure. If by "modders" you mean people who create their own cars and tracks, at this point we don't have a way for them to build content that would work within our simulation. We understand that to some members of the simracing community modding is as important - if not more so - as the actual racing. We're glad that the community is broad

Case 1:05-cv-11639-NG Document 94-2 Filed 02/02/09 Page 34 of 52

enough to support that approach as well as ours.

What is FIRST versus iRacing?

iRacing.com Motorsport Simulations, LLC is the name of the company; iRacing (or iRacing.com) is the name of our online simulation service, and FIRST is the sanctioning body that presides over all internet racing at iRacing.com. In much the same way that the International Motor Sports Association (IMSA) oversees the American Le Mans Series, FIRST will manage all sporting aspects of iRacing.com. The objective of FIRST is to create a fair, rewarding and competitive environment for all iRacing members.

is iRacing solely an online simulation, or can it be driven offline? (Racing is an online-only simulation service and an internet racing community. That said, our members will have virtually unlimited opportunities to test - any car on any track.

Will there be new, licensed cars in the future?

Yes, as we go forward there will be a great deal more content. We've licensed more than 60 tracks; with the painstaking way we build them, that's going to keep us busy for awhile. But we're already talking to other tracks about licenses. So far our focus has been on North America, but we expect significant international expansion in the next several months. And we're in licensing discussions for a number of other cars and will begin announcing some of them in the near future.

Will iRacing accept requests for new cars and tracks?

One of the advantages of being a community is that we develop a regular dialog and a relationship with our members. So long as we're able to secure the appropriate licenses, we'll deliver what our customers tell us they want.

Can members re-sell content licenses (cars and tracks) when they are done with them? We have no plans to create a secondary market in "used" cars, and we're not looking to create a virtual economy inside the community. Your car won't wear out. And while it may get damaged in a wreck, all that means is it won't drive right - or at all, depending on how hard you crashed. But in the next session your car will be good as new, and you won't have had to "pay" for the repairs.

is there any guarantee that iRacing will continue to develop and support this product into the future?

There are no guarantees, but we are in this for the long haul. Dave Kaemmer has dedicated 20 years, basically his entire professional career, to making the most authentic simulations possible, and the core of our company is made up of people who have worked with Dave for much of that time. John Henry, meanwhile, is absolutely passionate about internet racing and is motivated by his desire to build a community where racers can get together, compete and share their common bond, which is a love of motorsport.

is there any content that we are allowed to mod?

No. As clearly stated in the End User License Agreement, iRacing.com content cannot be modded. To even attempt to do so is a direct violation of the agreement. Again, the content can only be used by registered members within the iRacing service.

Do I "own" the content (cars and tracks) I have purchased?

No. You have purchased a license for use of the content on your personal computer, and then only per the Terms of Use and End User License Agreement. Once you purchase the license for the content, we anticipate that it will be in service for many years in the simulation.

Will I ever lose use of the content/property that I have purchased licenses for? As iRacing officially licenses all of the content in the sim, there is a chance iRacing could lose a license to distribute a certain piece of content or property. That means you will still have access to that content but iRacing will no longer be able to sell it to new members or to actively market it. Because of that, a property could conceivably get phased out of active racing, although you would still be able to test and time trial with that property. Please also keep in mind that all of the iRacing licenses are long-term in nature or are "in-perpetuity." We hope never to lose a property, but it is possible.

is there a minimum guarantee that the content will be available for racing for a certain amount of time?

We currently have no plans to do that. However, if we have to completely rescan and reproduce a track because it has changed dramatically we do reserve that right. You currently get normal updates for your tracks and cars for free.

Would IRacing ever want to charge me again for a property I already purchased? Normally, you wilk never be subject to additional charges once you've purchased a piece of content, including for the normal revisions to tracks and cars as their physical-world counterparts charge. The only scenario in which we anticipate the possibility of additional charges would be if a race track has been so substantially charged that the facility must be entirely or almost entirely re-scanned and our model of it reconstructed.

Can I send suggestions and feedback to IRacing about the product and service? Yes, you can send feedback on the product and service from the Support Section of our member site. We view this as simple feedback. We appreciate the time and energy people put into this feedback to improve the service. Please understand that any ideas you suggest might already be under consideration and that any feedback or suggestions offered will be deemed to be unsolicited and voluntary and that no consideration will be given for such feedback or suggestions.

THE CONTINUOUS SPOTE SITHURALIONS

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Case 1:05-cv-11639-NG Document 94-2 Filed 02/02/09 Page 35 of 52

Can I copy iRacing content off the iRacing websites or materials and use for other purposes? iRacing.com's images, marks or trademarks may only be used for any purpose with written permission from an authorized iRacing employee.

If I purchase a membership, how many people can use it? Just you; it is a single-user license.

Can I download iRacing onto a second computer if I am a member?

Yes. Each license is a single-user license, but if you have other computers that you personally use for conveniences sake to log onto the iRacing.com service, you are permitted to download and install the service on additional computers for your personal use as a member of iRacing. e.g., you may have one computer at home and a second computer that you use for travel, at work or a second residence.

What if I buy a new computer? Do I need to inform iRacing?

No. You may download and install all of the iRacing software for which you are licensed onto your new computer at no additional charge.

I am familiar with NASCAR Racing: 2003, is this a mod of NASCAR Racing: 2003 Season?

No. We used the NR2003 code as a starting point, taking advantage of its greatest strengths, such as the net code, which allows full fields of drivers to race online in real time, and the replay system, which enables drivers to review their on-track performance. But every major section of the code has been substantially improved for the iRacing.com simulation, and large portions are all new.

Do you sell or support the NASCAR Racing: 2003 simulation?

No. While we own the NASCAR Racing: 2003 engine, neither we nor any other commercial entity has a legal right to distribute or derive profit from NR2003. After the license that Vivendi (the publisher that owned NASCAR Racing: 2003 before we purchased the rights) had to use the trademarks involved in NR2003 expired in 2004, any remaining copies had to be removed from shelves.

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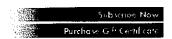


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SOFTWARE, STARTUPS, SIMULATION

Red Sox Owner's Simulation Startup, iRacing.com. Waves the Green Flag

Wade Roush 8/28/08

In Boston and Seattle, the professional sports teams aren't just for entertainment-they're managed by some of the biggest movers and shakers in the two regions' high-tech economies. In the Seattle area, the Seahawks and the Portland Trail Blazers are part of Vulcan Inc., owned by Microsoft co-founder Paul Allen. The Kraft Group, owner of the New England Patriots, has built one of the NFL's most advanced websites and has spun off a startup, Matchmine, that's doing pathbreaking work in the area of online content and shopping recommendations. Many of the Banner 17, the group of financiers that owns the Boston Celtics, are partners at Boston-area venture capital and private equity firms. Over at the Red Sox, pitcher Curt Schilling is the founder of 38 Studios, which is building a massively multiplayer online (MMO) adventure game set to debut in 2011.

And now you can add one more connection between the sports and high-tech worlds. Yesterday marked the public debut of iRacing.com, an Internet-based auto racing simulation system created by John Henry, principal owner of the Red Sox and co-owner of Roush (no relation to me) Ferway Racing, and Dave Kaemmer, co-founder of Papyrus Design Group, which developed several of the best known PC racing games, including NASCAR Racing: 2003 Season and Grand Prix Legends. (In 1995 Papyrus became part of Sierra Entertainment, which was long headquartered in Bellevue, WA.)



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UNDERWRITERS AND PARTNERS









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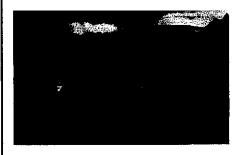






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The Bedford, MA, company has been working on its simulation—which combines PC-based software with a subscription-based Internet service that allows participants to race against each other—since 2004. The company has a staff of 42, half in Bedford and half (primarily digital artists and software engineers) working remotely, according to Scott McKee, iRacing's vice president of marketing. If you're familiar with the way most big commercial videogames are developed these days, you'll realize that 42 is a tiny number; major console and PC games like 2K Boston's Bioshock or Electronic Arts' Spore (which comes out September 7) involve hundreds of developers and artists and have Hollywood-scale production and marketing budgets.



But iRacing goes out of its way to explain that its simulation system is not a game, and isn't being produced or marketed like one. "I wouldn't go so far as to say that 'game' is a four-letter word to us, but we don't think of ourselves as a game company," says McKee. "What we offer is really the world's most sophisticated commercially available racing simulation, conceived and designed with a very discriminating customer in mind-professional racers. We want to create a software package that will help them learn new tracks, hone their skills, or knock off the rust if they've been out of the car for a while. It's really a driver development tooi."

McKee says he used iRacing to learn his way around Virginia International Raceway-one of two dozen tracks currently available in the simulation—before going there to participate in an amateur race. "I'd never driven the track before," McKee says. "I spent about half an hour a day for three weeks driving the sim in a comparable car, and when I got there I was immediately up to speed." So to speak.

Of course, you don't have to be a real-world racer to use iRacing.com. On Tuesday, after a month of beta testing and two months in invitation-only mode, the company opened its simulations to anyone 13 or over who has a credit card, a Windows PC (sorry, Mac users), a broadband Internet connection, and a wheeland-pedal set. (These PC accessories are available from joystick and mouse manufacturers such as Logitech and Microsoft.) Subscriptions cost ... NEXT PAGE »

Wade Roush is Xconomy's chief correspondent. You can e-mail him at wroush@xconomy.com or call (617) 252-7323.

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Reader Comments

chris 8/29/08 11:54 am

Nascar2003 and GPL (Grand Prix Legends) are NOT console games. They are for the PC platform.

Wade Roush 8/29/08 12:16 pm

I've corrected that information in the story. Thanks, Chris.

Graham 9/2/08 4:50 am

My thoughts are that after some initial interest, this expensive venture will never have enough customers to make enough money and that it will die a slow death.

FHLH 9/2/08 2:51 pm

With products like rfactor that allow you to race many forms of autosport for FREE via community led mods.... this will die a QUICK death... not a slow one :)

156 bux a year... plus the additional fees for additional tracks, no thanks!

JS 9/3/08 3:46 am

This Sim Blows them out of the water hands down. You get what you pay for).

Just ask the thousands that already signed on. My final thought, stay with the other so called sims and race with the kiddles.

And let the Bigboys Roll!!

Andrew 9/6/08 4:28 pm

You can continue to play inferior sims based on weak physics code and user developed add ons which are not accurate in their own right. Or you can step up and pay the money and race iRacing, its your loss. The sim is far superior to anything on the market, hands down. Been doing this since 1996 and nothing comes close. PERIOD.

MN 9/10/08 11:23 am

My thoughts are this if the pro's like Brad Kesolowski, AJ Almindinger, Dale Jr. think its the bomb why would you think it would die at all, I had the chance to race against AJ and it was all fun but serious at the same time. It's as close to real as real can get being an internet based racing Sim and the handle of the cars is remarkable

John Quigley 9/14/08 10:18 am

You know what...... I think... who cares if you like or dislike this Sim racing... be thankful you live here in the USA... just about 10 -12 years ago you guys were like me still pushing Hot wheels around a circle track made of carpet... enough of that crap.... I just love the idea that I can at anytime sit at my computer and race... and have fun.. and pay if I want to, or NOT!! I am doing both... Lighten up guys " its still a game"...and I love Racing just like you!!!! for what its worth....

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EXHBIT 6



Friday, June 27, 2008

IRacing hopes for win with online racing sim

By Christopher Calnan

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After nearly four years of development, Bedford-based <u>iRacing.com</u>
<u>Motorsport Simulations LLC</u> launched last week its online racing
game, one that company officials plan to grow into a full-fledged
online sport. With backers that are established winners in both games
and sports, the company could be in the fast lane.

IRacing, established in 2004 by Red Sox owner <u>John Henry</u> and NASCAR racing game developer <u>David Kaemmer</u>, completed a beta test this week and is now sending invitations to 5,000 prospective subscribers. After operating for four years without a revenue source, company CFO <u>Anthony Gardner</u> said iRacing is hoping to reach cash positive status next year.

Backed with \$22 million in seed funding from Henry and Kaemmer, who was co-founder of <u>Papyrus Design Group Inc.</u>, Gardner expects to avoid the need for additional rounds of financing. The online technology company already claims 20,000 people on its waiting list, and Gardner expects it to evolve into a full-time racing organization.

"It's not a game," he said. "It's Internet racing. We're trying to take real racing and bring it online."

IRacing's developers created software that generates digital versions of real-life race tracks and vehicles. Using lasers, the company scans tracks and vehicles to duplicate the racing experience in a process that can take up to five months for a single track, Gardner said.

The iRacing software currently shows 24 tracks and eight vehicles, he said.

The online game — or sport — will require members to pay a \$13 per month fee in addition to the cost of controllers that could run to several hundred dollars. The technology enables drivers to earn an "i rating," depending on how they place in races, and then match up against other drivers with similar ratings in subsequent races.

Competitors include London-based <u>Blimey!Games</u>, Michigan-based <u>Image Space Inc.</u>, Indiana-based <u>Sim Factory LLC</u>, and European firm <u>Live For Speed</u>.

Kaemmer, both a real-life racer and a 20-year game developer, founded Papyrus in 1987

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In 2004, Vivendi Universal shut down Papyrus' operations, but iRacing paid \$1 million to buy back the "core simulation" code, which now comprises about 15 percent of iRacing's total code, according to Kaemmer.

The company has enough capital to fund operations for at least a year and may never need additional funding, Gardner and Kaemmer said. But the company is considering angel investors just in case.

"There are a lot of wealthy people in motorsports," he said. "They would have a better appreciation and interest in what the company is doing."

Last year, Henry's company, the <u>Fenway Sports Group</u>, bought 50 percent of the NASCAR team Roush Racing, which was then re-named Roush Fenway Racing.

Alex Martini, editor-in-chief of AutoSimSport Magazine, a New York-based online publication devoted to sim racing, estimates about 100,000 sim racers participate globally. It's unclear if the market is growing, but he said Henry's investment in iRacing is a strong indicator that sim racing is not a passing fad.

"He's not in it to throw money into the wind," Martini said. "I'm sure he sees a market there."

Comments

Please Login/Register to post comments.

No comments have been added or approved.

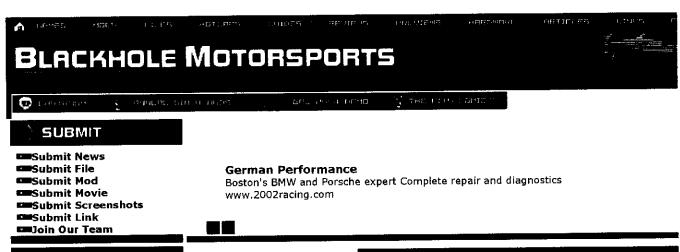
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EXHBIT 7



Title: Nascar Racing 2003 Season

ROVERTISING

l lost 25 lbs of stomach fat in only 1 month

Read My Story Learn How I Did It

AS SEEN ON rachaelray





CATEGORIES

Developer: Papyrus

Released: February 2003

Publisher: Sierra

Busch Grand National Series

Files: 1 Downloads: 1735

Last Update: 28-05-2004

Craftsman Truck Series

Files: 12

Downloads: 13858 Last Update: 28-02-2005 **GTP**

Files: 76

Downloads: 148650 Last Update: 14-10-2008

Demo: Yes [123 MB]

Official Website

Simulated Series: Nascar

Articles: Preview, Review

IROC Series

Files: 33

Downloads: 22532 Last Update: 20-01-2004

DOWNLOADS >> Nascar Racing 2003 Season >> Mods

Sauber C9 Mercedes Kouros Racing Nr 61

This is the Sauber C9 with Kouros Racing sponsoring driven in the 1987 Lemans race by Mike Th This file comes with nitcrew

Developer: nezeiges	Preview: picture	Size: 374.8 KB	Dow
Minolta Toyota 88 C-V			
Minolta Toyota 88 C-V driven by J.I	Dumfries and R. Ravaglia		
Developer: nezeiges	Preview: picture	Size: 500.5 KB	Dow
Compri Aluminium Toyota			
Fictional Compri Aluminium Toyota	including team graphics.		
Developer: nezeiges	Preview: picture	Size: 572.3 KB	Dow
1989 Hydro Aluminium Porsche	•		
Hydro Aluminium Porsche driven at	: Le Mans in 1989.		
Developer: nezeiges	Preview: picture	Size: 532.8 KB	Dow

52 AEG Olympia Sauber

Added a picture and changed Powerd by Mercedes Benz V8 from black to white as it originaly wa Size: 701.2 KB Dow Preview: picture Developer: nezeiges

1988 Mercedes Sauber C9

1988 Mercedes Sauber C9 driven by K.Acheson - M.Baldi and K.Niedwiedz



The page you are loo changed, or is tempo

Please try the followi

- If you typed t that it is spell
- Open the goo look for links
- Click the B

Developer: nezeiges

Size: 614.6 KB Dow

Realistic Day Time Car Reflections

Here are some realistic day time car reflections that I have created for NR2003. I remade the re with the original ?spotlight? style of reflection. I have tried other various reflection maps that ot because...

Developer: Gamester Preview: picture Size: 923.8 KB Dow

1983

Just put it in the Aerowar/Cars section.

Developer: Maxipads1441 Preview: picture Size: 46 MB Dow

GTP Menu Update Set 1

Track Logos & Maps for the GTP Mod Menu Page.

LOGOS & INFO MAPS for:

Daytona_RC & Daytona_RC24, Mexico City (Autodromo Hermanos Rodriguez), Mosport PWF (Da Tunianta v1 (Petit LeMans)

Tunianta VI (Petit Lemans

INFO MAPS for: La Colina & La Colina Internacional (Fictional...

Developer: Kris Preview: picture Size: 1.2 MB Dow

Small updates

These are some files that will change some things in NR2003. You will get a new sunglare, new and menu, an improved interior teture and my newest version of the realistic reflections update

-Chris17

Developer: Christopher Thoms Preview: picture Size: 3.5 MB Dow

#3 Fedex HP Sauber GTP

Thanks to Redline and Wardog, render by mpgdigest, daytime version.

Developer: DeaDPool0088 Preview: picture Size: 1.3 MB Dow

GTP Menu Update Set 2

Track Logos & Maps for the GTP Mod Menu Page.

TRACK LOGOS & INFO MAPS for: Daytona_RC & Daytona_RC24, Donington Park, Falkenberg, Hermanos Rodriguez), Mosport PWF (Day & Night), Phillip Island HR & Road America HR (Modified Road America HR)

Developer: Kris Preview: picture Size: 1.3 MB Dow

Updated Citgo Mazda

I apologize for posting the first Citgo Mazda with the incorrect .tga file for the car. This is the collaboration Developer: Discpad

Preview: picture

Size: 290.2 KB

Dow

#19 Porsche 1988 Le Mans

Developer: Normski Preview: picture Size: 474.9 KB Dow

#18 Porsche

#18 Porsche, 1988 Le Mans

Developer: Normski Preview: picture Size: 458.4 KB Dow

#32 Nissan

My attempt to paint the #32 Nissan R88C that finished 14th in the 1988 Le Mans 24hr.

Developer: Normski Preview: picture Size: 346.2 KB Dow

#36 Toms Toyota

My attempt to paint the #36 Team Toms Toyota 88C that finished 12th in the 1988 Le Mans 24h **Developer:** Normski **Preview:** picture **Size:** 408.6 KB **Dow**

#37 Taka-Q Toyota

My attempt to paint the #37 taka-Q Team Toms Toyota 88c that finished 24th in the 1988 Le M.

Developer: Normski

Preview: picture

Size: 379.2 KB

Dow

#8 Joest Porsche

my attempt to paint the #8 Blaupunkt Joest Porsche 962C that finished 3rd in the 1988 Le Mans Developer: Normski Preview: picture Size: 365.8 KB Dow

#11 leyton Huse Kremmer Porsche

My attempt to paint the #11 Leyton House Kremmer Porsche 962C that finished 8th in the 1988 Preview: picture Size: 336.2 KB

Developer: Normski

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Papyrus 2003 Nascar

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Title: Nascar Racing 2003 Season 🙋

Developer: Papyrus Publisher: Sierra

Released: February 2003

Demo: Yes [123 MB]

Simulated Series: Nascar Articles: Preview, Review

Official Website

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BrunoBs Tweaked GTP Sound	7.54	Nascar Racing 2003 Season	3034	
Mach42 Transmission Whine	7.53	Soundpack - Misc Sounds	2339	
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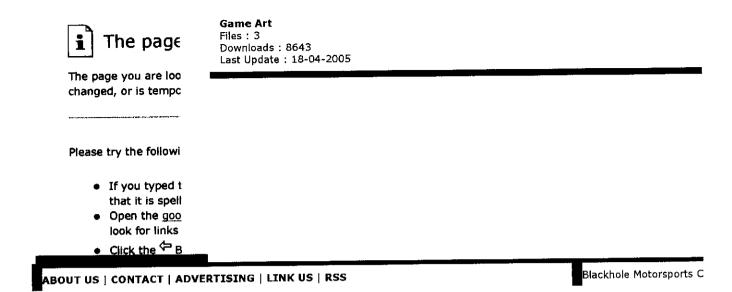
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Title: Nascar Racing 2003 Season

Developer: Papyrus Publisher: Sierra

Released: February 2003

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Demo: Yes [123 MB] Simulated Series: Nascar

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SCREENSHOTS

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GTP Mod v1.1 [Hosted Elsewhere]

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All our files are compressed with ZIP or RAR archiver.

This file is not hosted by Blackhole Motorsports, but by another host.

Description:

There are a few things different with it this time but the mod itself is totally in departments.

Everything from physics to the FPS counter and graphic glitches has been imp many other small fixes to mention....and I am sure there will be a few new bu We are however not releasing the tracks and the carset/paints we originally d slack and reproduce their own and any car paints they have been using or ma templates . The work we have seen has really been top notch from carpaints :

continue to do so .

The one thing we really hope is that VROC will get some real use as of this rel many feature being added ever day . The more leagues and people using it , t become a staple of the sim racing community as the original was and has bee The GTP V 1.0.0 (old version) is now not compatible with VROC and or GTP V mentioned, will not support the first version and thus it should be considered

here http://www.vroc.net

Date Posted: 06-03-2005

152.5 MB File Size:

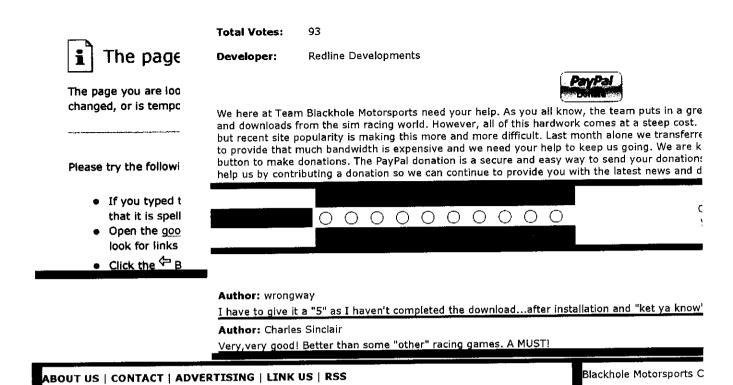
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Simulated Series: Nascar Articles: Preview, Review

Official Website

CATEGORIES

Track Editors

Files: 3

Downloads: 28461 Last Update: 24-03-2004

DOWNLOADS >> Nascar Racing 2003 Season >> Utilities

Multiplayer Skin Updater

Tired of seeing the default skins of the players your race with on NASCAR Racing Season 2003? love, People like you submit their skins trough this program and we send them to you in a nifty the ri...

Developer: Chris Jones Preview: picture Size: 1.8 MB Dow

BrunoB GTP AI-Hacks v.1.1

Sensation - AI problems solved for GTP.

Until now the AI behaviour on Le Mans and other tracks did suck.

But now much of the issues of AI cars ramming into each other and Player are solved!

And no more AI pit entrance/exit pathfinding problems.

And remember: Most of the hacks from the included L...

Developer: Brunob Preview: picture Size: 89.6 KB Dow

NR2003 Camera Hack v1.0

Adjust the cameras and save up to 10 presets.

*First Release

Developer: Racer_S Preview: picture Size: 40.2 KB Dow

Bristol Night Track Update ini

I updated Bristol's Track ini for more Realistic AI.

Developer: kBeAnZ91 Size: 3.5 KB Dow

Cup Cars with CTS Physics

Extract this file to your C:/Papyrus/NASCAR Racing 2003 Season/series folder.

Developer: Northwest Racing Size: 23.5 MB Dow

Nascar 2003 Racelist v. 0.54f

This tool was made to be able to monitor the races on the sierra.com network, while staying in t



The page

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- If you typed t that it is spell
- Open the goo look for links
- Click the □ B

every time you want to see if a good race is on. You can also join a race by double clicking on the

Developer: Donny Tytgat

Size: 355 KB

Dow

WinMip 2

This tool converts GPL/N2/N3/NL/NR4/NR2002/NR2003/ICR2 texture files to bmp and vice versa

Developer: Klaus H?and

Size: 420 KB

Dow

Sandbox v1.2.0.1

Papyrus original tool to create & modify tracks. Can be used in conjunction with many other tool command line tools: make3do (creates 3dos from .pas files), makemip (creates mips from .tga i

(cr...

Developer: Papyrus

Size: 1.9 MB

Dow

Centerline 4 v1.3

Developer: AxaptaCoder

Size: 4.3 MB

Dow

CenterLine 4 v2.0

Centerline is a track editing program. It uses base xml files from the orginal tracks that allows y segments, lats/alts, banking, transitions, walls, surfaces and even lp files (AI) now. T3 Superspe

Required ...

Developer: AxaptaCoder

Size: 770 KB

Dow

Live Race Standings

GNL.tv is a new application that enables you to broadcast the standings of a NR2003 race live to that gathers the data via Nascars telemetry interface and publishes that data on a PHP website ι

source c...

Developer: Peter Dikant

Size: 150 KB

Dow

Car Cameras

To use this cameras you need the Camera Control Master. I think this cameras can be used with

Developer: S.Magiera

Preview: picture

Size: 32.9 KB

Dow

NR2003 Car Cams

To use this cams you need the GPL Control Master, you find it on http://gplforever.m4driving.sn

Developer: S.Magiera

Preview: picture

Size: 76.2 KB

Do

NR Assistant Update

NRAssistant (Formerly N4Assistant) is a helper program for NASCAR Racing 2002/2003 and NAS you to make all pitstop adjustments with fewer buttons than normally. This way you can program on the wheel of...

Developer: Made By: Samuli Takala

Fixed/Posted By:XLO_Mistro

Size: 49.3 KB

Dow

NRAssistant

NRAssistant (Formerly N4Assistant) is a helper program for NASCAR Racing 2002/2003 and NAS you to make all pitstop adjustments with fewer buttons than normally. This way you can prograi on the wheel of...

Developer: Made By: Samuli Takala

Fixed/Posted By:XLO_Mistro

Size: 48 KB

Dow

Keyboard Overlay Mk2 & KB Standups

Keyboard Overlay Mk2 & KB Standups Overlay Mk2

This version corrects a text error with the Tyre Change label on the original overlay. A keyboard include all key functions, just those that you'll need during a race. Just cut out and glue to some

Developer: Ian Kench

Preview: picture

Size: 488.2 KB

Dow

Nascar Racing 2003 Editor v. 1.1

NASCAR Racing 2003 Season Editor helps you to create or modify racing season schedules, and Season by Papyrus. Backup up your game files and prevent file loss. Restore backup files with e Homepage....

Developer: So Nakagawa

Preview: picture

Size: 1.6 MB

Dow

Keybord Overlay

See preview picture for details.

Developer: Ian Kench

Preview: picture Size: 9

Size: 9.8 KB

Dow

Keyboard Command File

This Keyboard Commands file for NASCAR Racing 2003 was done in MS Excel 2000. This key list

myself, and those who want a quick reference to commands without having to search for them.

Developer: Dennis Bouchard

1 |

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